

IN THE DISTRICT COURT OF THE VIRGIN ISLANDS
DIVISION OF ST. CROIX
APPELLATE DIVISION

GARY SIMMONDS,	)	D.C. ^{cr} Civ. App. No. 2008-0029
	)	
Appellant,	)	Super. Ct. Crim. No. 215/2005
v.	)	
	)	
PEOPLE OF THE VIRGIN ISLANDS,	)	
	)	
Appellee.	)	
	)	

On Appeal from the Superior Court of the Virgin Islands
The Honorable Darryl Dean Donohue, Judge Presiding

Considered: February 18, 2011
Filed: July 29, 2011

BEFORE: CURTIS V. GÓMEZ, Chief Judge, District Court of the Virgin Islands; RAYMOND L. FINCH, Senior Sitting Judge, District Court of the Virgin Islands; and AUDREY L. THOMAS, Judge of the Superior Court of the Virgin Islands, Division of St. Thomas and St. John, sitting by designation.

Attorneys:

Kele Onyejekwe, Esq.
St. Croix, U.S.V.I.
For the Appellant,

Maureen Phelan, Esq.
St. Croix, U.S.V.I.
For the Appellee.

Per Curiam.

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ORDER

AND NOW for reasons more fully stated in a Memorandum Opinion filed on even date. It is hereby,

ORDERED that this matter is **REMANDED** for further briefing and fact finding. It is further

ORDERED that said briefing shall be completed within ninety (90) days of this order. It is further

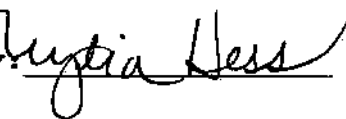
ORDERED that the Superior Court shall make all requisite fact finding and issue an order concerning such fact-finding within one-hundred and twenty (120) days from this order. It is further

ORDERED that we retain jurisdiction over this remand.

SO ORDERED this 29th day of July 2011.

ATTEST:

WILFREDO F. MORALES
Clerk of the Court

By: 

Copies (with accompanying memorandum opinion) to:

Hon. Curtis V. Gómez
Hon. Raymond L. Finch
Hon. Audrey L. Thomas
Hon. Darryl D. Donohue, Presiding Judge of the Superior Court
Venetia Velazquez, Esq. Clerk of the Superior Court
Queen Terry, Esq.
Kele Onyejekwe, Esq., AAG
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